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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jay A. Warren

Title: CARDIAC RHYTHM MANAGEMENT SYSTEM WITH TIME-DEPENDENT FREQUENCY RESPONSE

Docket No.: 279.044US1

Filed: July 3, 2003

Examiner: Unknown

Serial No.: 10/615,636

Due Date: N/A

Group Art Unit: 3762



MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

A return postcard.
 An Information Disclosure Statement (2 pgs.), Form 1449 (2 pgs.), and copies of 3 cited documents.

If not provided for in a separate paper filed herewith, Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

By: Timothy E. Bianchi
Atty: Timothy E. Bianchi
Reg. No. 39,610

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
Customer Number 21186

Name

Signature

JAMES KANYUSIK
(GENERAL)

S/N 10/615,636

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jay A. Warren Examiner: Unknown
Serial No.: 10/615,636 Group Art Unit: 3762
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Title: CARDIAC RHYTHM MANAGEMENT SYSTEM WITH TIME-DEPENDENT FREQUENCY RESPONSE

INFORMATION DISCLOSURE STATEMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicant respectfully requests that this Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicant requests that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicant with the next official communication.

Pursuant to 37 C.F.R. §1.97(b), it is believed that no fee or statement is required with the Information Disclosure Statement. However, if an Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Information Disclosure Statement considered.

The present application is a U.S. national patent application filed after June 30, 2003. Thus, Applicant believes that the U.S. Patent & Trademark Office has waived the requirement under 37 C.F.R. 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication. The waiver is provided in a pre-OG notice from the U.S. Patent & Trademark Office entitled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003" and dated July 11, 2003. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

The Examiner is invited to contact the Applicant's Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

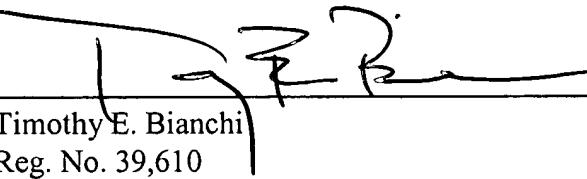
JAY A. WARREN

By his Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6912

Date Nov. 16, 2004

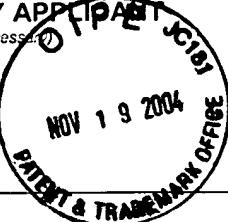
By


Timothy E. Bianchi
Reg. No. 39,610

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16TH day of November, 2004.


Name


Signature

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|---|--|--|--|
| Substitute for form 1449A PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | <i>Complete if Known</i> | |
|  | | Application Number 10/615,636 Filing Date July 3, 2003 First Named Inventor Warren, Jay Group Art Unit 3762 Examiner Name Unknown | |
| Sheet 1 of 2 | | Attorney Docket No: 279.044US1 | |

| US PATENT DOCUMENTS | | | | | | |
|---------------------|---------------------|------------------|---|-------|----------|----------------------------|
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EXAMINER

DATE CONSIDERED

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|---|--|--|--|
| Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | Complete if Known Application Number 10/615,636 Filing Date July 3, 2003 First Named Inventor Warren, Jay Group Art Unit 3762 Examiner Name Unknown | |
| Sheet 2 of 2 | | Attorney Docket No: 279.044US1 | |

| OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS | | | |
|--|----------------------|---|----------------|
| Examiner Initials* | Cite No ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
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EXAMINER

DATE CONSIDERED